



SENATE JOINT RESOLUTION No. 3

DIGEST OF INTRODUCED RESOLUTION

Citations Affected: Articles 8 and 10 of the Constitution of the State of Indiana.

Synopsis: Limits on school property tax levies. Amends the Constitution of the State of Indiana to prohibit the taxation of property for the support of the common schools, except for costs related to transportation, capital projects, and debt service. This proposed amendment has not been previously agreed to by a general assembly.

Effective: This proposed amendment must be agreed to by two consecutive general assemblies and ratified by a majority of the state's voters voting on the question to be effective.

Lubbers

November 20, 2007, read first time and referred to Committee on Appropriations.

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Introduced

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

SENATE JOINT RESOLUTION No. 3

A JOINT RESOLUTION proposing an amendment to Articles 8 and 10 of the Constitution of the State of Indiana concerning taxation.

Be it resolved by the General Assembly of the State of Indiana:

- 1 SECTION 1. The following amendment to the Constitution of the
- 2 State of Indiana is proposed and agreed to by this, the One Hundred
- 3 Fifteenth General Assembly of the State of Indiana, and is referred to
- 4 the next General Assembly for reconsideration and agreement.
- 5 SECTION 2. ARTICLE 8, SECTION 2 OF THE CONSTITUTION
- 6 OF THE STATE OF INDIANA IS AMENDED TO READ AS
- 7 FOLLOWS: Section 2. The Common School fund shall consist of the
- 8 Congressional Township fund, and the lands belonging thereto;
- 9 The Surplus Revenue fund;
- 10 The Saline fund and the lands belonging thereto;
- 11 The Bank Tax fund, and the fund arising from the one hundred and
- 12 fourteenth section of the charter of the State Bank of Indiana;
- 13 The fund to be derived from the sale of County Seminaries, and the
- 14 moneys and property heretofore held for such Seminaries; from the

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1 fines assessed for breaches of the penal laws of the State; and from all
 2 forfeitures which may accrue;

3 All lands and other estate which shall escheat to the State, for want
 4 of heirs or kindred entitled to the inheritance;

5 All lands that have been, or may hereafter be, granted to the State,
 6 where no special purpose is expressed in the grant, and the proceeds of
 7 the sales thereof; including the proceeds of the sales of the Swamp
 8 Lands, granted to the State of Indiana by the act of Congress of the
 9 twenty eighth of September, eighteen hundred and fifty, after deducting
 10 the expense of selecting and draining the same.

11 ~~Taxes on the property of corporations; that may be assessed by the~~
 12 ~~General Assembly for common school purposes.~~

13 SECTION 3. ARTICLE 10 OF THE CONSTITUTION OF THE
 14 STATE OF INDIANA IS AMENDED BY ADDING A NEW
 15 SECTION TO READ AS FOLLOWS: **Section 9. (a) Except as**
 16 **provided in subsection (b), property may not be taxed for common**
 17 **school purposes.**

18 **(b) The General Assembly may authorize the assessment and**
 19 **taxation of property for the following common school purposes:**

20 **(1) Transportation costs.**

21 **(2) Capital project costs.**

22 **(3) Debts related to capital projects.**

23 **(4) Debt related to employee retirement or severance liability.**

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